THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.17055 of 2006

Date : 23-8-2006

Between:

Vadervu Kameswari,
W/o.late Ramana Rao,
aged about 68 years,
Correspondent, Blue Star Schools,
Behind R.T.C. Bus Stand,
Pithapuram,
East Godavari District. ..
Petitioner

And

1. The Municipal Commissioner,
   Pithapuram Municipality,
   East Godavari District.
2. The District Collector,
   East Godavari District,
   at Kakinada.
3. The Revenue Divisional Officer,
   Kakinada.
4. The Superintending Engineer,
   R&B Department, Kakinada,
   East Godavari District. ..

Respondents

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W.P.No.17055 of 2006

ORDER:

Heard the Counsel.

The Writ Petition is filed for a writ of mandamus declaring the action of the respondents in proposing to demolish the petitioner's house bearing Defendant.No.6-1-16, 6-1-17, 5-2-46, 5-2-47, 5-2-48, 5-2-52 and 5-2-53 situate on the side of the main road, Pitapuram, East Godavari District for widening the road without paying any compensation nor initiating any due procedure of law as illegal, arbitrary, unjust and violative of Articles 14, 19, 21 and 300-A of Constitution of India besides being violative of principles of natural justice and consequently to direct the respondents not to demolish the said house of the petitioner and to pass such other suitable orders.

In the affidavit filed in support of the Writ Petition, several factual details had been narrated. The main grievance of the writ petitioner is that without payment of

compensation or without following the due procedure, the respondents are trying to carry out the demolition activity.

It is needless to say that the respondents are bound to follow the due process of law before further proceeding with the demolition activity. In view of the same, the Writ Petition is disposed of directing the respondents not to resort to the demolition activity relating to the subject matter of the Writ Petition unless they follow the due process of law. No costs.

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Justice

P.S.Narayana

Date : 23-8-2006

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